

UNITED STATES DISTRICT COURT  
Northern District of California  
Oakland Division

JAMES DAQUST

Plaintiff,

No. C 10-00678 LB

v.

U UNLIMITED INC., *et al.*

Defendants.

**ORDER DIRECTING DEFENDANTS  
TO FILE CONSENT/DECLINATION  
FORM**

Pending before the Court is Defendants' Motion for Relief from Entry of Default Judgment (Dkt. #17). Upon review of the record in this action, the Court notes that Defendants have not filed a written consent to Magistrate Judge Beeler's jurisdiction. This civil case was randomly assigned to Magistrate Judge Beeler for all purposes including trial. In accordance with 28 U.S.C. § 636(c), the magistrate judges of this district court are designated to conduct any and all proceedings in a civil case, including trial and entry of final judgment, upon the consent of the parties. An appeal from a judgment entered by Magistrate Judge Beeler may be taken directly to the United States Court of Appeals for the Ninth Circuit in the same manner as an appeal from any other judgment of a district court.

You have the right to have your case assigned to a United States District Judge for trial and disposition. Accordingly, Defendants shall inform the Court whether they consent to Magistrate

1 Judge Beeler's jurisdiction or requests reassignment to a United States District Judge for trial. The  
2 consent/declination form shall be filed by **5:00 p.m., June 28, 2010.**

3 **IT IS SO ORDERED.**

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5 Dated: June 24, 2010

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LAUREL BEELER  
United States Magistrate Judge

UNITED STATES DISTRICT COURT  
Northern District of California  
Oakland Division

12 JAMES DAQUST,

No. C 10-00678 LB

13 Plaintiff(s),

**CONSENT TO PROCEED BEFORE A  
UNITED STATES MAGISTRATE JUDGE**

14 v.

15 U UNLIMITED INC,

16 Defendant(s).

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17 **CONSENT TO PROCEED BEFORE A UNITED STATES MAGISTRATE JUDGE**

18 In accordance with the provisions of Title 28, U.S.C. § 636(c), the undersigned party hereby  
19 consents to have a United States Magistrate Judge conduct any and all further proceedings in the  
20 case, including trial, and the entry of a final judgment. Appeal from the judgment shall be taken  
21 directly to the United States Court of Appeals for the Ninth Circuit.

22  
23  
24 Dated: \_\_\_\_\_

Signature

25  
26 Counsel for \_\_\_\_\_  
(Plaintiff, Defendant or indicate "pro se")

UNITED STATES DISTRICT COURT  
Northern District of California  
Oakland Division

12 JAMES DAQUST,

No. C 10-00678 LB

13 Plaintiff(s),

**DECLINATION TO PROCEED BEFORE  
A MAGISTRATE JUDGE  
AND  
REQUEST FOR REASSIGNMENT TO A  
UNITED STATES DISTRICT JUDGE**

14 v.

15 U UNLIMITED INC,

16 Defendant(s).

17  
18 REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE

19 The undersigned party hereby declines to consent to the assignment of this case to a United  
20 States Magistrate Judge for trial and disposition and hereby requests the reassignment of this case to  
21 a United States District Judge.

22  
23 Dated: \_\_\_\_\_

Signature\_\_\_\_\_

24 Counsel for \_\_\_\_\_  
(Plaintiff, Defendant, or indicate "pro se")